

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

DANIEL B. NICKELL,	)	
	)	
Plaintiff,	)	
v.	)	Case No. 4:07-CV-01406-SNLJ
	)	
MICHAEL F. SHANAHAN, et al.,	)	
	)	
Defendants.	)	

**STIPULATION OF DISMISSAL WITH PREJUDICE**

On November 25, 2008, Defendant DRS Technologies, Inc. filed a Supplemental Motion to Dismiss for Lack of Standing (Dk. 102) ("Supplemental Motion"). Defendants Gary C. Gerhardt, Michael F. Shanahan, Sr., Michael F. Shanahan, Jr., Steven J. Landmann, Ira Albom, General Charles G. Boyd, Dr. Donald Fraser, William F. Heitmann, Steven S. Honigman, C. Shelton James, Mark N. Kaplan, Mark S. Newman, Stuart F. Platt, Dennis J. Reimer, and Eric J. Rosen (collectively with DRS, the "Defendants") hereby join in this Supplemental Motion.

Plaintiff Daniel B. Nickell hereby stipulates with the Defendants that, for the reasons set forth in the Supplemental Motion, this action is dismissed with prejudice. The parties understand that, notwithstanding this final disposition, the Court has jurisdiction to address Plaintiff's Motion for Attorney's Fees and Costs filed on December 19, 2008 (Dk. 106). In light of this dismissal, the parties agree that all other pending motions are moot.

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